

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent of: Hildreth, John

Serial. No.: 10/828,350

Issued: November 27, 2007

Patent No.: 7,299,596

For: Framing System

\* \* \*

**Statement Under 37 CFR 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir,

Further to the Petition to Stay filed July 10, 2009 by Corsair Holdings, LLC, (the general partner of Corsair Special Situations Fund, L.P.) ("Corsair") and further to the Petition to Expunge Recorded Assignment filed on June 9, 2009 by John J. Hildreth ("Hildreth") enclosed please find a Statement Under 37 CFR 3.73(b) with attached Order from the United States District Court for the District of Maryland, Northern Division.

The following Attachments are enclosed:

- **Statement Under 37 CFR 3.73(b)**
- **Additional documentation related to Statement**
- **Order from the UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND**

**Remarks**

**I. Motion for Summary Judgment Granted.**

Corsair had filed a complaint for breach of contract, declaratory judgment and injunctive relief in the United States District Court for the District of Maryland (Northern Division) (Corsair Special Situations Fund, L.P. v. Engineered Framing Systems, Inc., et al.). The motion for summary judgment as to damages and declaratory relief has been granted. As evidenced by the attached Order of the District Court for Case 1:09-cv-01201-PWG:

3. Corsair is the lawful assignee and owner of the Patent [(7,299,596)] along with any and all inventions and improvements described or claimed, divisions, continuations, continuations-in-part, reissues and extension, and all rights corresponding to any of the foregoing through the world;
4. Corsair can sell, assign, transfer, pledge, license or encumber the Patent free and clear from any claims of Defendant John J. Hildreth;
5. Defendant John J. Hildreth has no rights to the Patent or to use the patented technology [...]

We submit the attached Order should lay to rest any and all dispute related to ownership of U.S. Patent 7,299,596.

The US PTO is hereby authorized to charge to deposit account No. 50 1165 any fees that may be required.

Respectfully submitted,

  
By: \_\_\_\_\_  
Gianna Arnold  
Reg. No. 36,358

Miles & Stockbridge P.C.  
1751 Pinnacle Drive, Suite 500  
McLean, Virginia 22102-3833  
(703) 903-9000

June 22, 2010

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: CORSAIR SPECIAL SITUATIONS FUND, L.P.Application No./Patent No.: 7299596 Filed/Issue Date: November 27, 2007Titled: Framing SystemCORSAIR SPECIAL SITUATIONS FUND, L.P., a Limited Partnership

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest in;
  2.  an assignee of less than the entire right, title, and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
  3.  the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made) the patent application/patent identified above, by virtue of either:
- A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy therefore is attached.

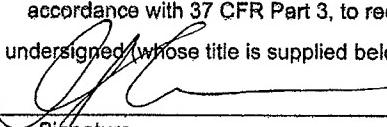
**OR**

- B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: John Hildreth To: Engineered Framing SystemsThe document was recorded in the United States Patent and Trademark Office at  
Reel 015741, Frame 0309, or for which a copy thereof is attached.2. From: Engineered Framing Systems To: John HildrethThe document was recorded in the United States Patent and Trademark Office at  
Reel 019969, Frame 0153, or for which a copy thereof is attached.3. From: John Hildreth To: Corsair Special Situations Fund L.P.The document was recorded in the United States Patent and Trademark Office at  
Reel 020279, Frame 0916, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet(s). As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
SignatureGianna J. Arnold

Printed or Typed Name

6/22/10

Date

Principal

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Total Assignments: 6**

Patent #: 7299596 Issue Dt: 11/27/2007 Application #: 10828350 Filing Dt: 04/21/2004  
Publication #: 20050235594 Pub Dt: 10/27/2005  
Inventor: John Hildreth  
Title: FRAMING SYSTEM

**Assignment: 1**

Reel/Frame: 015741/0309 Recorded: 08/30/2004 Pages: 3  
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor: HILDRETH, JOHN Exec Dt: 08/23/2004  
Assignee: ENGINEERED FRAMING SYSTEMS  
8950 ROUTE 108 SUITE 228  
COLUMBIA, MARYLAND 21045  
Correspondent: SUPERVISOR, PATENT PROSECUTION SERVICES  
PIPER RUDNICK LLP  
1200 NINETEENTH STREET, N.W.  
WASHINGTON, D.C. 20036-2412

**Assignment: 2**

Reel/Frame: 019969/0153 Recorded: 10/16/2007 Pages: 2  
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).  
Assignor: ENGINEERED FRAMING SYSTEMS Exec Dt: 10/15/2007  
Assignee: HILDRETH, JOHN  
7811 FIELDSTONE COURT  
ELLIOTT CITY, MARYLAND 21043

Correspondent: JAMES M. HEINTZ  
500 8TH STREET NW  
DLA PIPER US LLP  
WASHINGTON, DC 20004

**Assignment: 3**

Reel/Frame: 020279/0916 Recorded: 12/26/2007 Pages: 9  
Conveyance: SECURITY AGREEMENT  
Assignor: HILDRETH, JOHN Exec Dt: 12/20/2007  
Assignee: CORSAIR SPECIAL SITUATIONS FUND, L.P.  
747 THIRD AVENUE  
38TH FLOOR  
NEW YORK, NEW YORK 10017  
Correspondent: MILES & STOCKBRIDGE P.C.  
10 LIGHT STREET  
BALTIMORE, MD 21202

**Assignment: 4**

Reel/Frame: 021531/0036 Recorded: 05/22/2008 Pages: 6  
Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).  
Assignor: HILDRETH, JOHN Exec Dt: 05/16/2008

**Assignee:** CORSAIR SPECIAL SITUATIONS FUND, L.P.  
747 THIRD AVENUE - 38TH FLOOR  
NEW YORK, NEW YORK 10017

**Correspondent:** GIANNA JULIAN-ARNOLD  
MILES & STOCKBRIDGE P.C.  
1751 PINNACLE DRIVE  
SUITE 500  
MCLEAN, VIRGINIA 22102

**Assignment: 5**

**Reel/Frame:** 022597/0396      **Recorded:** 04/24/2009      **Pages:** 3

**Conveyance:** CONFIRMATORY PATENT SECURITY INTEREST

**Assignor:** HILDRETH, JOHN J.      **Exec Dt:** 04/24/2009

**Assignee:** CORSAIR SPECIAL SITUATIONS FUND, L.P., A DELAWARE LIMITED  
PARTNERSHIP  
747 THIRD AVENUE  
38TH FLOOR  
NEW YORK, NEW YORK 10017

**Correspondent:** PHILIP J. FORET  
1500 MARKET STREET  
SUITE 3500E  
PHILADELPHIA, PA 19102

**Assignment: 6**

**Reel/Frame:** 024563/0669      **Recorded:** 06/22/2010      **Pages:** 3

**Conveyance:** ORDER OF U.S. DISTRICT COURT FOR DISTRICT OF MARYLAND

**Assignor:** HILDRETH, JOHN      **Exec Dt:** 06/09/2010

**Assignee:** CORSAIR SPECIAL SITUATIONS FUND, L.P., A DELAWARE LIMITED  
PARTNERSHIP  
747 THIRD AVENUE  
38TH FLOOR  
NEW YORK, NEW YORK 10017

**Correspondent:** GIANNA J. ARNOLD, MILES & STOCKBRIDGE PC  
1751 PINNACLE DRIVE  
SUITE 500  
MCLEAN, VA 22102

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
*Northern Division*

\*  
CORSAIR SPECIAL SITUATIONS FUND, L.P.,  
\*

Plaintiff,  
\*

v.  
\*

Case No.: 09-1201-PWG

ENGINEERED FRAMING SYS., INC.,  
\*

Defendants  
\*

\* \* \* \* \*

**ORDER**

For the reasons stated in the foregoing Memorandum Opinion, it is this 9th day of June, 2010, ORDERED and ADJUDGED that:

1. Plaintiff's Motion for Summary Judgment as to damages and declaratory relief is GRANTED;
2. Judgment is entered against Defendants in the amount of \$4,875,000.00 with interest at six percent from June 30, 2008 through the date of this Judgment;
3. Corsair is the lawful assignee and owner of the Patent, together with any and all inventions and improvements described or claimed, divisions, continuations, continuations-in-part, reissues and extensions, and all rights corresponding to any of the foregoing throughout the world;
4. Corsair can sell, assign, transfer, pledge, license or encumber the Patent free and clear from any claims of Defendant John J. Hildreth;

5. Defendant John J. Hildreth has no rights in the Patent or to use the patented technology;  
and
6. The Clerk of the Court CLOSE this case.

/S/  
Paul W. Grimm  
United States Magistrate Judge

I my